

FINDING OF EMERGENCY

The Division of Elections finds that an emergency exists and that the attached regulations are necessary for the immediate preservation of the public peace, health, safety, or general welfare. The facts constituting the emergency include the following:

The Division of Elections (division) made changes to certain precinct boundary regulations that became effective May 30, 2008. The division must obtain preclearance from the United States Department of Justice (USDOJ) prior to implementing any change affecting voting. On July 14, 2008, the division received notice from the USDOJ that it will be requesting additional information before granting preclearance for the May 30, 2008 precinct boundary change regulations. Once the information is received by the USDOJ, it will have 60 days to make a determination. Without receiving a timely preclearance, the division is not able to implement the May 30, 2008 precinct boundary regulations.

With only 39 days until the August 26, 2008 Primary Election, the division has determined it is in the best interest of the voters to revert the certain precinct boundaries to the boundaries that were established prior to the May 30, 2008 changes. There is not adequate time to respond to the questions from USDOJ to implement the changes for the Primary Election and it is not in the best interest of the voters to have precinct boundary changes pending preclearance by the USDOJ this late in an election year.

ADOPTION ORDER

Under the authority of AS 15.10.020, the attached 7 pages of regulation changes are therefore adopted as emergency regulations to take effect immediately upon filing by the lieutenant governor, as provided in AS 44.62.180(3).

This action is not expected to require an increased appropriation.

DATE: July 18, 2008
Juneau, Alaska

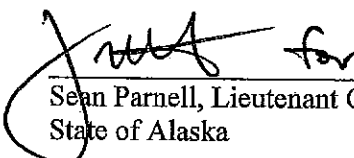


Gail Fenumiai, Director
Division of Elections

FILING CERTIFICATION

Jason M. Hasley for

I, Sean Parnell, Lieutenant Governor for the State of Alaska, certify that on July 18, 2008, at 11:12 a.m., I filed the attached regulations according to the provisions of AS 44.62.



Sean Parnell, Lieutenant Governor
State of Alaska

Effective:

July 18, 2008

Register:

187 October 2008

Expires November 17, 2008
unless made "permanent"
by the adopting agency.

FOR DELEGATION OF LIEUTENANT GOVERNOR'S AUTHORITY

I, SEAN PARNELL, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, as authorized by AS 44.62.080, designate the following Special Assistant to the Lieutenant Governor to perform the Administrative Procedures Act filing functions of the Lieutenant Governor:

Jason Hooley, Special Assistant, Office of the Lieutenant Governor

IN TESTIMONY WHEREOF, I
have signed and affixed the Seal of
the State of Alaska, at Anchorage, on
July 31, 2007.

Sean Parnell

SEAN PARNELL
LIEUTENANT GOVERNOR

